### HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

#### RESOLUTION NO. 97-01

- WHEREAS, the Hanford Natural Resource Trustee Council (NRTC) has been organized to facilitate coordination and cooperation of the member trustees in their efforts in minimizing impacts to, and restoring natural resources injured as a result of, or during cleanup of, releases associated with the U.S. Department of Energy's Hanford Site; and
- WHEREAS, CERCLA section 113(g)(1) states that a natural resource damage action must be commenced within three years of the completion of remedial action (excluding operation and maintenance activities); and
- WHEREAS, federal regulations under 43 CFR Subpart B provide a mechanism, called a Preassessment Screen (PAS), which natural resource trustees may use to determine the appropriateness of proceeding with a natural resource damage assessment; and
- WHEREAS, the preparation of a PAS for the 1100 Area will require substantial technical analysis, including a review of documents prepared as part of the 1100 Area remedial action decision making, evaluation of potential injuries, and preparation of draft documents, all in consultation with the affected members of the NRTC; and
- WHEREAS, the U.S. Fish and Wildlife Service (USF&WS) has extensive experience in natural resource damage assessment and the procedures under 43 CFR Subpart B including the preparation of PASs; and
- WHEREAS, U.S. Department of Energy (USDOE), as a trustee, has agreed to fund USF&WS to prepare a Draft PAS for the NRTC, under NRTC direction, following a scope of work written by the NRTC; NOW, THEREFORE BE IT
- RESOLVED that the NRTC shall draft a PAS and forward it to the officials authorized to act as trustee on behalf of each NRTC member for adoption or modification, and that USF&WS shall, via interagency agreement with USDOE, prepare the Draft PAS under NRTC direction, following the attached scope of work.

### CERTIFICATION

As the by-laws of the Hanford Natural Resource Trustee Council are not yet in full force, and officers have not been appointed, this resolution is adopted and shall take affect once it is signed by the representatives of each trustee government participating in the NRTC. Signature pages, including any abstentions and separate opinions, are attached.

**EDMC** 

The Yakama Indian Nation hereby approves the Hanford Natural Resource Trustee Council Resolution Number 97-01.

Wendell L. Hannigan

Suly 22, 97 Date 1

## HANFORD NATURAL RESOURCE TRUSTEE SIGNATURE PAGE

Signature indicates concurrence with the following:				
Date:	April 4, 1997			
Subject:	Hanford Natural Resource Trustee Council Resolution No. 97-01			
	- supports USDOE-RL agreement with U.S. Fish and Wildlife Service to conduct reassessment screen for 1100 Area.			
'n				
	all org			
	Administrator			
Oregon Office				
Opi	L4, 1997			
Date /				

### CERTIFICATION

Resolution 97-01 was adopted by consensus at the, 1997 meeting of the						
Hanford Natural Resource Trustee Council with abstentions and separate opinions (attached).						
As the by-laws of the Hanford Natural Resoun officers have not been appointed, this resoluting by the representatives of each trustee government.	ion is adopted and shall ta	ke affect once it is signed				
Confederated Tribes and Bands of the Yakama Indian Nation						
Confederated Tribes of the Umatilla Indian Reservation						
Nez Perce Tribe						
State of Oregon, Department of Energy						
State of Washington, Department of Ecology						
US Department of Energy						
US Department of Interior						

The Washington State Department of Ecology hereby approves Hanford Natural Resource Trustee Council Resolution number 97-01.

Mike Wilson, Manager Nuclear Waste Program Date

The U.S. Department of Energy, Richland Operations Office hereby approves Hanford Natural Resources Trustee Council Resolution Number 97-01.

James Zeisloft

Date



The Nez Perce Tribe hereby approves the Hanford Natural Resource Trustee Council Resolution Number 97-01.

Dan Landeen

7-22-97

Date

Special Sciences and Resources Program



#### CONFEDERATED TRIBES

of the

### Umatilla Indian Reservation

P.O. Box 638 PENDLETON, OREGON 97801 Phone 276-0105 FAX 278-5380 Area code 541 Fed Ex: Old Mission Hwy 30, Pendleton, OR 97801

### HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

**RESOLUTION NO. 97-01** 

The Confederated Tribes of the Umatilla Indian Reservation hereby approve the Hanford Natural Resource Trustee Council Resolution Number 97-01.

Christopher L. Burford, Policy Analyst

Confederated Tribes of the Umatilla Indian Reservation

Voting Member, Hanford Natural Resource Trustee Council

The U.S. Department of the Interior hereby approves the Hanford Natural Resource Trustee Council Resolution Number 97-01.

Preston Sleeger

### FAX

February 20, 1997 DATE:

Geoff Tallent FROM:

Ph. (360) 407-7112

(509) 865-5522 TO: Bill Beckley (509) 765-9043 Liz Block or replacement

> (541) 278-5380 Chris Burford (360) 902-2938 John Carlton (208) 843-7378 Dan Landeen (509) 376-2396 Larry Gadbois (503) 373-7806 Susan Coburn Hughes

> (509) 536-1275 Jake Jakabosky (509) 375-4644 Kay Kimmel (509) 736-3030 Jay McConnaughey (503) 231-2361 Preston Sleeger

> (509) 375-4644 (509) 452-2503 Paul Ward (509) 376-7818 Jamie Zeisloft

SUBJECT: 1100 Preassessment Screen

Darci Teel

NUMBER ()F PAGES (INCLUDING COVER SHEET): 3

### COMMENTS:

Fellow Trustees,

Attached is Resolution 97-01 which is the vehicle for approving the 1100 Area Preassessment screen scope of work. I've made the changes we discussed at the last meeting, and Ecology has signed it. Please create a signature page similar to the one Ecology used. Once it is signed, please bring it to the next trustee meeting.

If you have any questions, please call me.

-Geoff



### **FAX**

DATE: February 11, 1997

FROM: Geoff Tallent

Ph. (360) 407-7112

TQ:	Bill Beckley	(509) 865-5522
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Liz Block or replacement	(509) 765-9043
Chris Burford	(541) 278-5380
John Carlton	(360) 902-2938
Dan Landeen	(208) 843-7378
Larry Gadbois	(509) 376-2396
Susan Coburn Hughes	(503) 373-7806
Jake Jakabosky	(509) 536-1275
Kay Kimmel	(509) 375-4644
Jay McConnaughey	(509) 736-3030
Preston Sleeger	(503) 231-2361
Darci Teel	(509) 375-4644
Paul Ward	(509) 452-2503
Jamie Zeisloft	(509) 376-7818

SUBJECT: 1100 Preassessment Screen

### **NUMBER OF PAGES (INCLUDING COVER SHEET): 3**

### **COMMENTS:**

Fellow Trustees,

As we agreed at the last meeting, a group of us met and put together a proposed scope of work for a contract with USF&WS to prepare a draft PAS. Attached is a proposed NRTC Resolution to use as a vehicle to approve the scope of work. Kay will be faxing out the draft scope of work for your review.

Our (admittedly ambitious) goal is to approve the scope of work at this week's NRTC meeting. To that end, please review the scope of work and resolution and, if possible given the short notice, come prepared to approve the package.

Please note: The contract and resolution are to coordinate at a staff level the preparation of a <u>draft PAS</u> which the council will then forward to our decision makers. The council it self <u>will not</u> make any legal NRDA commitments on behalf of our organizations. Ideally, all of our respective organizations will approve our draft PAS, but it will be up to each decision maker(s) individually to approve, modify or reject the document our group produces.

### HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

### RESOLUTION NO. 97-01

- WHEREAS, the Hanford Natural Resource Trustee Council (NRTC) has been organized to facilitate coordination and cooperation of the member trustees in their efforts in minimizing impacts to, and restoring natural resources injured as a result of, or during cleanup of, releases associated with the US Department of Energy's Hanford Site.
- WHEREAS, on December 12, 1995, the US Environmental Protection Agency determined that remedial action at the Hanford 1100 Area National Priority List site was complete; and
- WHEREAS, CERCLA section 113(g)(1) states that a natural resource damage action must be commenced within three years of the completion of remedial action (excluding operation and maintenance activities); and
- WHEREAS, federal regulations under 43 CFR Subpart B have provided a mechanism, called a Preassessment Screen (PAS), which natural resource trustees may use to determine the appropriateness of proceeding with a natural resource damage assessment; and
- WHEREAS, the preparation of a PAS for the 1100 Area will require substantial technical analysis, including a review of documents prepared as part of the 1100 Area remedial action decision making, evaluation of potential injuries, and preparation of draft documents, all in consultation with the affected members of the NRTC; and
- WHEREAS, the US Fish and Wildlife Service has extensive experience in natural resource damage assessment and the procedures under 43 CFR Subpart B including the preparation of PASs; and
- WHEREAS, US Department of Energy, as a trustee, has agreed to fund USF&WS to prepare a Draft PAS for the NRTC, under NRTC direction, following a scope of work written by the NRTC; NOW, THEREFORE BETT
- RESOLVED that the NRTC shall draft a PAS and forward it to the officials authorized to act as trustee on behalf of each NRTC member for adoption or modification, and that USF&WS shall, via interagency agreement with USDOE, prepare the Draft PAS under NRTC direction, following the attached scope of work.

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### CERTIFICATION

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As the by-laws of the Hanford Natural Resource officers have not been appointed, this resolution by the representatives of each trustee governm	ce Trustee Council are not yet in full force, and on is adopted and shall take affect once it is signed tent participating in the NRTC.
Confederated Tribes and Bands of the Yakamu Indian Nation	
Confederated Tribes of the Umatilla Indian Reservation	
Nez Perce Tribe	
State of Oregon, Department of Energy	
State of Washington, Department of Ecology	
US Department of Energy	
US Donathant of Interior	